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**DIVISION OF HEALTH SERVICES REGULATION
RHODE ISLAND BOARD OF PHARMACY**

**Minutes of Meeting
September 16, 2010**

OPEN-SESSION

The Open Session Meeting of the Board of Pharmacy was called to order at 8:35 am on the above date in Conference Room 401, Rhode Island Department of Health, PURSUANT TO THE APPLICABLE PROVISIONS OF THE General Laws of Rhode Island, as amended Kathy Kettle, Chairperson.

Members Present

Kathy Kettle (Chairperson) Jonathan Mundy (Secretary), Chris Albanese, Michael Cacchiotti, Karen DiStefano, Richard Hathaway, Susan DeMonico, Kelly Orr.

Staff Present

Catherine Cordy, Linda Phillips, Pamela Schultz, Patrick Kelly

Call to Order

Chairperson Kathy Kettle called the meeting to order at 8:35 a.m.

1.0 Minutes

The minutes of the Open Session Meeting held on July 15, 2010 were reviewed. Richard Hathaway moved that the minutes be approved with minor changes recommended. Michael Cacchiotti seconded the motion. The motion carried on unanimous consent.

2.0 Administrative Issues

- Announcements:

Cathy Cordy advised the Board on the following items:

The DEA's Prescription Drug Take Back program will go into affect throughout the State soon. The intent of this program is to encourage the American public to turn in their old, expired, and no-longer needed medications to participating pharmacies to have these medications disposed of safely.

A new licensing person has been hired and will start on October 24,

2010.

Reminder, the NABP/AACP Districts I & II regional meeting will be held October 29 through the 31st in Cooperstown, New York.

Patrick Kelly received a scholarship to attend the National Association of State Controlled Substances Authorities (NASCSA) 2010 conference to be held in Charleston, SC October 19-22.

• Communications:

None

• Continuing Education Inquiries:

None

• Issued Registrations (NAPLEX™/TOS/REC Candidates):

None

• Issued Pharmacy Licenses – As Attached

A list of new pharmacy licenses was distributed to the Board for review. On a motion made by Chris Albanese and seconded by Richard Hathaway, the list of licenses was approved by unanimous consent.

3.0 Old Business

· LTC Pharmacies – DEA Opinion related to authorized agent of practitioner in issuing prescription – website posting. To address the current confusion on who is recognized as the authorized agent of a practitioner in a LTC facility, an advisory (DEA Regulations Governing Prescribing of Controlled Substances in Long Term Care Facilities) has been prepared and will be posted on the following websites: Board of Pharmacy, Board of Nursing, Board of medical Licensure and Discipline, and Facilities regulation.

· Emergency Department Dispensing – Out Patient Prescriptions – Patrick Kelly informed the Board that he learned of another non-pharmacy practice dispensing medications to out-patients. Since this is in violation of existing regulation, Patrick will be composing and sending out a notice advising all patient care centers not to dispense medications to out-patient.

4.0 PIC Appearances

The following new Pharmacist-in-Charge (PIC) appeared before the Board of Pharmacy to receive advice from Board members and also receive a current copy of Rules and Regulations governing the practice of Pharmacy in Rhode Island.

Dung Nguyen, Kara Smith, Mike Cipriano

5.0 New Business

· Committee Appointments – Cathy commented that in the coming months the Board will begin a review of regulation on a number of issues. As such, she wanted direction on whether to have the Board do the review or establish sub-committees. The Board agreed that we would do the initial review and if need be establish a sub-committee to address a particular issue in more detail.

· Board Elections – The Board conducted their annual election for Board Chair and Secretary. For the position of Chair, on a motion made by Richard Hathaway and seconded by Kelly Orr, Jonathan Mundy's name was submitted for consideration. With no other names submitted, a vote was taken and Jonathan Mundy was elected as chair with unanimous consent. For the position of Secretary, on a motion made by Jonathan Mundy and seconded by Michael Cacchiotti, Chris Albanese's name was submitted for consideration. With no other names submitted, a vote was taken and Chris Albanese was elected Secretary with unanimous consent.

6.0 Adjourn to Executive Session

Pursuant to Sections 42-46-4 and 46-45-5 of the RI General Laws for the purpose of discussing job performance, character, physical or mental health of applicants for licensure and licenses; and investigatory proceedings regarding allegations of civil or criminal

misconduct. Said individuals have been notified in advance by writing that they may request that the discussion be held in an open meeting.

On a motion made by Richard Hathaway and seconded by Chris Albanese, Mr. Hathaway moved to closed the Open Meeting and adjourn to Closed Session in accordance with Sections 42-46-5(a)(1) and (4). The motion passed by unanimous consent.

The Open Meeting session adjourned at 9:30 a.m.

6.0 Return to Open Session

Chris Albanese made a motion to open the Open Session. The motion was seconded by Richard Hathaway. The motion carried on unanimous consent. The Board returned to Open Session at 12:45 p.m.

7.0 Final Actions

**File # 10-018 Patenaude, Robin (PH200449) Suspicion of Diversion of
Controlled Substance Revocation of License**

Eugene Charie (RPh02950) – Reinstatement with 2-year probation

8.0 Adjourn

Being no other business before the Board, Chris Albanese made a motion to adjourn the meeting. Susan DelMonico seconded the motion. The motion carried on unanimous consent.

Respectfully submitted,

Jonathan M. Mundy

Jonathan M. Mundy, R.Ph.

Secretary Board of Pharmacy